IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE ELEVENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 9580 of 2004

Between:

S.C. S.T. and Backward Class Students Association,
Padmavathi School of Nursing, Visakhapatnam, Rep by its President

P. Ramanamma

..... PETITIONER

AND

1 The Principal Secretary to Government, Heath, Medical & Family

Welfare, Government of Andhra Pradesh, Secretariat, Hyderabad.
2 The Secretary to Govenment, Social Welfare Department,
Government of Andhra Pradesh, Secretariat, Hyderabad.
3 The Director of Medical Education, Government of Andhra Pradesh,
Secretariat, Hyderabad.
4 The Principal, Padmavathi School of Nursingh,
H.B. Colony, Visakhapatnam. (Formal Respondent in this Writ

Petition)

....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ or direction in the nature of Mandamus of any other appropriate writ declaring the action of the 3rd respondent in not communicating fees structure i.e. Uniform Fee, Admission Fee, Spl. Fee, Lab Fee etc. of the petitioner's Association for sanction of fees structure under Post Metric Scholarship scheme as illegal, void, arbitrary, without power and jurisdiction and in violation of the regulations of Govt. and consequently direct the 3rd respondent to communicate the fees structure such as Uniform Fee, Admission Fee, Special Fee, Lab Fee etc of the petitioner's Association to the Social welfare and B.C. Welfare Department for three years General Nursing Course studying in the 4th respondent institute for the years 2001-04 and 2002-05 by constituting except committee in the Department in nursing education as per the regulations of Government of India, Governing the Post Metric Scholarships read with G.O.Ms. No. 90, dt. 30-07-2002 and pass such other order or

orders.

Counsel for the Petitioner : MR.VADDI PAMULETY

Counsel for the Respondent No.1 to 3 : GP FOR MEDICAL HEALTH & FAMILY WELFARE

The Court made the following:

ORDER:

The petitioner is an association of Scheduled Caste, Scheduled Tribe and Backward Class Students of the fourth respondent-Padmavathi School of Nursing. The petitioner contends that the students belonging to Scheduled Caste and Scheduled Tribe are entitled for scholarships. The scholarships will be released by the second respondent after getting recommendation from the fourth respondent. It is further represented that unless the fee structure is fixed by the first respondent it will not be possible for the second respondent to release the scholarships. Therefore, the petitioner approached this Court seeking a direction to the third respondent to communicate the fee structure to the petitioner-association.

2. The learned Counsel for the first respondent represented that unless the fee structure is communicated the second respondent will not be in a position to release the scholarships and as the matter is under the active consideration of the first respondent the fee structure could not be communicated.

3. In the light of the above circumstances, the first respondent is directed to fix the fee structure regarding the Scheduled Caste and Scheduled Tribe students of Padmavathi School of Nursing i.e., the fourth respondent and the third respondent to communicate the same to the fourth respondent within two months from the date of receipt of this order.

4. The Writ petition is, accordingly, disposed of.

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gs/svs 11-08-2004.

To

1. The Principal Secretary to Government, Heath, Medical & Family

Welfare, Government of Andhra Pradesh, Secretariat, Hyderabad.

2 The Secretary to Govenment, Social Welfare Department, Government of Andhra Pradesh, Secretariat, Hyderabad.

3 The Director of Medical Education, Government of Andhra Pradesh, Secretariat, Hyderabad.

4. The Principal, Padmavthi School of Nursing, H.B.Colony,

Visakhapatnam.

5 2 CCs to GP For Medical Health & Family Welfare, High court

Buildings, Hyderabad (OUT)

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